

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 29, 2005, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, MARY C. WALKER, VICE PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

**LET THE RECORD SHOW:** Commissioner Proud recognized Terry Keenan, a local Eagle Scout, and Amanda Keenan, a local Girl Scout, who were in attendance for their requirements to earn scout badges.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 202-05/ RESOLUTION PROCLAIMING SUPPORT OF STATE ISSUE 1 AMENDING THE OHIO CONSTITUTION TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATIONS OF THE STATE TO FINANCE LOCAL GOVERNMENT PUBLIC INFRASTRUCTURE CAPITAL IMPROVEMENTS, RESEARCH AND DEVELOPMENT, AND THE DEVELOPMENT OF CERTAIN SITES AND FACILITIES IN OHIO, AND TO EXPAND STATE AND LOCAL GOVERNMENT AUTHORITY REGARDING ECONOMIC DEVELOPMENT...05-0928-001...ADOPTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt Resolution Number 202-05 resolving to proclaim support of State Issue I relative to amending the Ohio Constitution to authorize the State of Ohio to (1) issue up to \$1.35 billion in bonds to pay for or help local governments pay for the cost of public infrastructure capital improvements, (2) issue up to \$500 million in bonds to provide financial assistance for research and development in support of Ohio industry, commerce and business, (3) issue up to \$150 million in bonds to pay costs or assist others in the payment of costs of projects for the purpose of developing sites and facilities in Ohio, and (4) expand state and local government authority regarding economic development, pursuant to and in concert with the "Jobs for Ohio" Campaign.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2005...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2005 (Resolution Number 217-04) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

**SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2005**

\$ 28,000.00	Motor Vehicle & Gas Tax Fund – Engineer	206-3091-5300	Purchased Services
\$ 20,000.00	Motor Vehicle & Gas Tax Fund – Engineer-Roads	206-3092-5300	Purchased Services
\$ 90,000.00	Motor Vehicle & Gas Tax Fund – Engineer-Roads	206-3092-5700	Materials & Supplies
\$ 125,000.00	Motor Vehicle & Gas Tax Fund – Engineer-Roads	206-3092-6100	Maintenance & Repair
\$ 12,000.00	Motor Vehicle & Gas Tax Fund – Engineer-Bridge II	206-3095-5300	Purchased Services
\$ 145,000.00	Motor Vehicle & Gas Tax Fund – Engineer-Bridge II	206-3095-5700	Materials & Supplies
\$ 7,000.00	Motor Vehicle & Gas Tax Fund – Engineer-Bridge II	206-3095-6100	Maintenance & Repair
\$ 692,000.00	Motor Vehicle & Gas Tax Fund – Engineer-Roads	206-3092-6600	Capital Outlay

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;   Mrs. Walker, Yes;   Mr. Proud, Yea.

**IN RE:        BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 203-05/PAYMENT OF BILLS...ADOPTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **203-05** resolving to sign all Recap Sheets covering all bills presented this date and authorizing payment of same except as noted.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes;   Mr. Croswell, Yes;   Mr. Proud, Yea.

**IN RE:        BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 205-05/RESOLUTION AUTHORIZING THE INTENT TO ISSUE INDUSTRIAL DEVELOPMENT REVENUE BONDS IN AN APPROXIMATE AMOUNT NOT TO EXCEED \$1,690,000.00 IN ORDER TO ASSIST IANNELLI ENTERPRISES, LLC IN FINANCING THE COSTS OF ACQUIRING, REHABILITATING AND EQUIPPING CERTAIN REAL AND PERSONAL PROPERTY LOCATED WITHIN BATAVIA TOWNSHIP, CLERMONT COUNTY, OHIO...05-0929-004...ADOPTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt Resolution Number 205-05 authorizing the intent to issue Industrial Development Revenue Bonds in an approximate amount not to exceed \$1,690,000.00 in order to assist Iannelli Enterprises, LLC, 4111 Founders Boulevard, Batavia, Ohio 45103 in financing the costs of acquiring, rehabilitating and equipping certain real and personal property, including but not limited to a facility to be improved and equipped to be utilized in the manufacturing of protection devices for building gutters, to be located on an approximately 10.3 acre tract in Batavia Township, Clermont County, Ohio, and recognizing the appointment of

Keating Muething & Klekamp PLL as their Bond Counsel in connection with the issuance of the aforementioned Industrial Development Revenue Bonds therefore, and further to acknowledge the receipt of the Certificate issued by the Clermont County CIC in and as it relates thereto, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF PUBLIC SAFETY SERVICES...LOCAL EMERGENCY PLANNING COMMITTEE (LEPC)...APPLICATION FOR HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT PROGRAM (HMEP) 13<sup>TH</sup> YEAR GRANT FUNDING THROUGH THE STATE EMERGENCY RESPONSE COMMISSION (SERC)...05-0919-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Elizabeth Nevel, Director, Department of Public Safety Services, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute an Application for the Hazardous Materials Emergency Preparedness Grant Program 13<sup>th</sup> Year Grant Funding for the receipt of funds through the State Emergency Response Commission (SERC), P.O. Box 1049, 122 South Front Street, Columbus, Ohio 43216-1049 in conjunction with the Ohio Emergency Management Agency (OEMA) and the State Fire Marshal's Office for Planning and Training for the Local Emergency Planning Committee (LEPC), with the grant amount to be determined by OEMA/SERC, effective 10/01/05 through 09/30/06.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: FLEET MAINTENANCE DEPARTMENT...REJECTION OF BIDS FOR THE PURCHASE OF FUEL FOR USE IN CLERMONT COUNTY VEHICLES AND AUTHORIZATION TO UTILIZE THE STATE COOPERATIVE PURCHASING PROGRAM FOR SAME...05-0805-001...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to reject all bids received on 09/08/05 for the purchase of fuel for use in Clermont County vehicles and to authorize the utilization of the State Cooperative Purchasing Program for fuel purchases beginning 10/01/05.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...CERTIFICATION OF AND AMENDMENT TO THE CLERMONT COUNTY PREVENTION, RETENTION, AND CONTINGENCY (PRC) PLAN FOR SAME...05-0919-**

**002...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to certify that the Clermont County Department of Job and Family Services has complied with Chapter 5108 of the Ohio Revised Code relative to the Clermont County Prevention, Retention, and Contingency (PRC) Plan, and to approve an Amendment to the Clermont County Prevention, Retention, and Contingency (PRC) Plan, previously ratified by the Board on 10/15/97 and subsequently amended on 02/18/98, 08/12/98, 01/12/99, 07/07/99, 01/05/00, 04/04/00, 06/14/00, 12/19/00, 03/27/01, 06/26/02, 10/22/02 (effective 10/07/02), 03/19/03, 05/19/04 (effective 06/01/04), 09/22/04 and 01/11/05, for additions, deletions, and/or modification thereto as outlined therein, with said plan changes to be effective 10/01/05.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...CHILD SUPPORT ENFORCEMENT DIVISION...REVISION TO THE IV-D SERVICE CONTRACT WITH THE CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS DIVISION FOR THE PURCHASE OF SERVICES FOR SAME...05-0729-007...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to execute the revised IV-D Service Contract by and between the Department of Job and Family Services, Child Support Enforcement Division, and the Clermont County Court of Common Pleas/Domestic Relations Division, 2340 Clermont Center Drive, Suite 200, Batavia, Ohio 45103, previously ratified by the Board on 08/17/05, for the purpose of modifying the definition of a unit from a hearing to an hour, which will increase the unit rate from \$79.26 to \$109.07, decrease the number of units from 2,183.80 to 508, and decrease the total contract amount from \$173,087.99 to \$55,407.56, with all other terms and conditions of the original Contract to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...UNIVERSAL MEMBERSHIP AGREEMENT AND SCHEDULE A WITH TALX CORPORATION FOR THE PROVISION OF SERVICES FOR SAME...05-0916-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to execute a Universal Membership Agreement and Schedule A thereto by and between the County of Clermont, Ohio, and TALX Corporation, 135 LaSalle Dept. 4076, Chicago, Illinois 60674-4076 for the provision of

access by the Department of Job and Family Services staff for employment and income verification on public assistance recipients, potential fraud cases, and child support cases, in the amount of \$250.00 per month, effective 11/01/04 through 10/31/05, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH THE PRESSLEY RIDGE SCHOOLS FOR THE PROVISION OF TREATMENT FOSTER CARE, SUPPORTED TRANSITIONAL LIVING, AND INTENSIVE HOME BASED SERVICES FOR SAME...05-0916-004...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and The Pressley Ridge Schools, 2368 Victory Parkway, Suite 600, Cincinnati, Ohio 45206 for the provision of treatment foster care, supported transitional living, and intensive home based services for children in the care and/or custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates of \$80.00, \$154.00 and \$40.00 a day, respectively, effective 10/01/05 through 09/30/06, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH MARYHAVEN, INC. FOR THE PROVISION OF RESIDENTIAL DRUG AND ALCOHOL TREATMENT SERVICES FOR SAME...05-0916-002...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Maryhaven, Inc., 1791 Alum Creek Drive, Columbus, Ohio 43207 for the provision of residential drug and alcohol treatment services for children in the care and/or custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates as defined therein, effective 09/01/05 through 08/31/06, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...REQUEST TO ADVERTISE FOR BIDS FOR SLUDGE MANAGEMENT SERVICES FOR SAME...05-0328-004...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bill R. Slaven, WSD Project Manager, with the concurrence of Stephen L. Knipp, WSD Assistant Director, and Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to approve the request to advertise for bids for Sludge Management Services for the Clermont County Sewer District pursuant to the specifications therefore and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 10/06/05, with bids to be received until **2:00 P.M. Local Time on 10/20/05**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...WATERWORKS SYSTEM...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 621-0969 RELATIVE TO THE BALDWIN ROAD AND BALDWIN WOODS TRAIL WATER ASSESSMENT PROJECT SITUATED WITHIN UNION TOWNSHIP...05-0916-003...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Moustafa Moteleb, P.E, Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to approve the request to advertise for bids for Project Number 621-0969 relative to the Baldwin Road and Baldwin Woods Trail Water Assessment Project situated within Union Township pursuant to the plans and specifications therefore and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 10/06/05, scheduling a non-mandatory Pre-Bid Meeting on Thursday, 10/20/05 at 10:00 A.M., with bids to be received until **2:00 P.M. Local Time on Thursday, 10/27/05**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...CHANGE ORDER NUMBER 1, FINAL, TO THE CONTRACT WITH MIAMI-WESTERN CONTRACTORS FOR PROJECT NUMBER 621-0940 RELATIVE TO THE ELICK/SCHOOLHOUSE/TEALTOWN ROADS WATER TRANSMISSION MAIN PROJECT LOCATED IN UNION TOWNSHIP...04-0212-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Moustafa Moteleb, P.E., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute Change Order Number 1, Final, to the Contract with Miami-Western Contractors, 2781 Oxford Millville Road, Oxford, Ohio 45056, previously ratified by the Board on 05/05/04, for Project Number 621-0940 relative to the Elick/Schoolhouse/Tealtown Roads Water Transmission Main Project located within Union

Township, which represents a decrease in the amount of \$164,962.21, for a total adjusted contract price to date of \$1,573,509.79, and an extension of time of 65 calendar days for a revised contract completion date of 06/01/05, for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;   Mrs. Walker, Yes;   Mr. Proud, Yea.

**IN RE:            CLERMONT COUNTY SEWER DISTRICT...ACCEPTANCE OF THE CONTRACT WITH PAUL RACK EXCAVATING AND PAVING COMPANY FOR PROJECT NUMBER 621-0965 RELATIVE TO THE STATE ROUTE 126 AND BEECH ROAD WATER LINE PROJECT LOCATED WITHIN MIAMI TOWNSHIP AS COMPLETE AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 6, FINAL, FOR THE RELEASE OF RETAINAGE RELATIVE THERETO...04-0408-003...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the Contract by and between the County of Clermont, Ohio, and Paul Rack Excavating and Paving Company, 5115 North Bend Road, Cincinnati, Ohio 45211 for Project Number 621-0965 relative to the State Route 126 and Beech Road Water Line Project located within Miami Township as Complete as of 04/28/05 and to approve the Estimate for Partial Payment Number 6, Final, which represents the release of retainage in the principal amount of \$34,818.72, plus accrued interest earned thereon relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes;   Mr. Croswell, Yes;   Mr. Proud, Yea.

**IN RE:            CLERMONT COUNTY SEWER DISTRICT...MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND/OR SANITARY SEWER MAIN EXTENSIONS LOCATED WITHIN BATAVIA TOWNSHIP...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and/or Sanitary Sewer Main Extensions to serve the following subdivisions/locations within Batavia Township:

Subdivision/Location	Township	Water	Sewer
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The Commons of Crosspointe Condominiums Subdivision Section 2 Block A DC# 05-0916-005	Batavia	\$2,000.00	\$3,600.00
Apple Road DC# 05-0916-006  *Secured by Irrevocable Standby Letter of Credit Number CIS404207, dated August 26, 2005, and issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD10903C, Cincinnati, Ohio 45263.	Batavia	\$1,600.00*	
Lexington Run Subdivision Section 3 DC# 05-0916-007  *Secured by Cashier's Check Numbers 518853160 and 518853161, dated August 29, 2005, and issued by US Bank, Travelers Express Company, Inc, P.O. Box 9476, Minneapolis, Minnesota 55480.	Batavia	\$1,300.00*	\$1,700.00*
Forest Glen Subdivision Section I DC# 05-0916-008  *Secured by Irrevocable Standby Letter of Credit Number CIS404210, dated August 26, 2005, and issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD10903C, Cincinnati, Ohio 45263.	Batavia	\$3,500.00*	

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes;   Mr. Croswell, Yes;   Mr. Proud, Yea.

**IN RE:            COUNTY ENGINEER...RELEASE OF COMBINED PERFORMANCE-MAINTENANCE BONDS AND ACCEPTANCE OF STREETS INTO THE BATAVIA, PIERCE OR MIAMI TOWNSHIP PUBLIC ROAD SYSTEMS...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of Combined Performance-Maintenance Bonds previously converted to the Maintenance Bond Phase for the following subdivisions/locations within Batavia, Pierce or Miami Townships, and to accept the streets in the lengths stated situated therein as public roads for placement into the Batavia, Pierce or Miami Township Public Road Systems:

Subdivision/Location	Maintenance	Street/Length (miles)
Mt. Holly Preserve Subdivision Phase 1 Batavia Township DC# 00-0125-002	\$11,000.00*	Winter Holly Drive (0.272) Sleigh Bell Court (0.046) Cristata Court (0.126)



*Secured by Irrevocable Standby Letter of Credit Number S010029 and Amendments issued by National City Bank, Global Trade Services #7537, Standby Letter of Credit Department, P.O. Box 5101, Cleveland, Ohio 44101-0101.		
Legendary Run Subdivision Section 2B Part 2 Pierce Township DC# 01-1218-001  *Secured by Irrevocable Standby Letter of Credit No. SLCCIN00124 with Amendments, issued by Firststar Bank, N.A., East Operations, 425 Walnut Street, Cincinnati, Ohio 45202.	\$8,000.00*	Royal Stewart Drive (0.063)
Orchard Valley Subdivision Section Six Miami Township DC# 98-0421-012	\$7,500.00	Wild Cherry Drive (0.087) Cherry Blossom Court (0.188)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...WHISPERING TREES SUBDIVISION/SECTION II/BATAVIA TOWNSHIP...RELEASE OF PERFORMANCE BOND AS SURETY FOR SIDEWALKS FOR SAME...02-1129-001...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to release the Three Year Performance Bond for Sidewalks in the amount of \$41,480.00 for Whispering Trees Subdivision, Section II, in Batavia Township.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: BOARD OF COUNTY COMMISSIONERS...CHANGE ORDERS TO THE CONTRACTS RELATIVE TO THE CLERMONT COUNTY JAIL ADDITION PROJECT LOCATED WITHIN BATAVIA TOWNSHIP...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert G. Steinkamp, Jr., Steinkamp & Steinkamp Architects, with the concurrence of David L. Spinney, County Administrator, to execute the following Change Orders to the Contracts by and between the County of Clermont, Ohio, and the following contractors, previously ratified by the Board on 11/10/04 and subsequently amended on 03/09/05, 03/23/05, and 05/18/05, relative to the Clermont County Jail Addition Project located within Batavia Township, which represent net increases and total adjusted contract prices to date as outlined below for additions, deletions and/or modifications thereto as defined therein:

Contractor/Change Order Number	Original or Revised Contract Amount	Net Increase	Total Contract Price to Date
<b>General Contract</b> <b>Endeavor Construction, LLC</b> 977 State Route 28 Milford, Ohio 45150 <b>Change Order Number 3</b> DC #03-0717-014	\$4,875,868.77	\$207,772.00	\$5,083,640.77
<b>Plumbing/Fire Protection Contract</b> <b>The Nelson Stark Company</b> 7685 Fields Ertel Road Cincinnati, Ohio 45241 <b>Change Order Number 2</b> DC #04-1102-001	\$1,246,302.85	\$8,798.49	\$1,255,101.34
<b>Electrical Contract</b> <b>Hilvert &amp; Pope Electric, Inc.</b> 11070 Southland Road Cincinnati, Ohio 45240 <b>Change Order Number 3</b> DC #04-1102-004	\$1,036,241.07	\$2,756.17	\$1,038,997.24
<b>Door and Hardware Contract</b> <b>Kleine and Sons, Inc.</b> 850 Redna Terrace Cincinnati, Ohio 45215 <b>Change Order Number 2</b> DC #04-1102-005	\$ 750,476.00	\$ 1,275.00	\$ 751,751.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;   Mrs. Walker, Yes;   Mr. Proud, Yea.

**IN RE:        BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 204-05/A RESOLUTION AUTHORIZING SUPPLEMENTS TO CERTAIN LEASES AND AN AMENDED AND RESTATED SUBLEASE WITH CATHOLIC HEALTHCARE PARTNERS AND ITS AFFILIATES IN CONNECTION WITH THE RELEASE OF CERTAIN PROPERTY SUBJECT TO LEASE AND SUBLEASE WITH THE COUNTY OF CLERMONT, OHIO...01-0802-002...ADOPTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, upon the advice of Mary S. Duffey, Peck, Shaffer & Williams LLP, to adopt Resolution Number 204-05 to authorize the execution of the First Supplemental Agreement of Lease between The Sisters of Mercy of Clermont, Ohio, and the County of Clermont, Ohio, dated as of September 1, 2005, the First Supplemental Agreement of Lease between Mercy Hospital Anderson and the County of Clermont, Ohio, dated as of September 1, 2005, and the Second Supplement to Amended and Restated Sublease by and between the County of Clermont, Ohio, and Catholic Healthcare Partners dated as of September 1, 2005, in order to release certain real property from such leases and sublease as described in Exhibit A attached thereto and made a part thereof to allow that real property to be used for the construction of medical office buildings outside of the general operation of Mercy Clermont Hospital and Mercy Hospital Anderson pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes;   Mr. Croswell, Yes;   Mr. Proud, Yea.

**IN RE:        MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR  
THE        PROVISION   OF        MAINTENANCE        ON        OFFICE  
EQUIPMENT...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to execute Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below, pursuant to the terms and conditions set forth therein:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Building Inspection Department DC# 05-0920-002	Waltz Business Systems, Inc. 730 Centre View Boulevard Crestview Hills, Kentucky 41017	Sharp FO-3500 Fax Machine S/N: 9E100344	\$325.00	10/01/05 through 09/30/06
Office of Public Information DC# 05-0923-001	Peter Paul Office Equipment, Inc. 711 Carr Street Cincinnati, Ohio 45203	Gestetner 1802D Copier S/N: H6826101597	\$400.00 plus \$0.02 per copy in excess of 20,000 copies	09/18/05 through 09/17/06
Clermont County Sheriff DC# 05-0927-001	Peter Paul Office Equipment, Inc. 711 Carr Street Cincinnati, Ohio 45203	Ricoh FT-3513 Copier S/N: 8850117	\$400.00 plus \$0.02 per copy in excess of 20,000 copies	09/06/05 through 09/05/06

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;    Mrs. Walker, Yes;    Mr. Proud, Yea.

**IN RE:        TRAINING   AND   TRAVEL   REQUESTS...REIMBURSEMENT   OF  
EXPENSES RELATIVE TO SAME...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2005 and any and all amendments subsequent thereto:

**CLERMONT COUNTY MUNICIPAL COURT**  
**Judge Thomas Herman:** One (1) day – Batavia, Ohio – Clermont County Bar Association Continuing Legal Education Seminar - Total expenses not to exceed \$100.00.

**CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT**  
**Joseph H. Ellison:** Four (4) days – Cleveland, Ohio – 2005 Treatment Alternatives to Street Crime Conference - Total expenses not to exceed \$480.00.

**DEPARTMENT OF JOB AND FAMILY SERVICES**  
**Crystal L. Patrick, Susan M. Grabowski, Patricia L. Knorr, Hope T. Shinkle, Jeffrey L. Connor, Sandra K. Harvey and Suzanne M. Embry:** One (1) day – Batavia, Ohio – Spirit Seminars and Consulting Management Training Program entitled “Lead or Get Out of the Way” -

Total expenses not to exceed \$894.00.

**Sharon L. Anstaett:** Three (3) days – Newark, Ohio – Maximus, Inc. 2005 Program Expenditure Tracking User Group Training - Total expenses not to exceed \$480.34.

**VETERANS SERVICE COMMISSION**

**Robert Derr, Clifford Riley, Mark A. Coyle, Kristan Nelson and Gary E. Bryant:** One (1) day – Columbus, Ohio – Ohio State Employee Review Board Hearing – Total expenses not to exceed \$1,500.00.

**BUILDING INSPECTION DEPARTMENT**

**Jeffrey A. Crabtree:** Six (6) days – Columbus, Ohio – Ohio Building Code Academy - Total expenses not to exceed \$535.50.

**CLERMONT COUNTY SEWER DISTRICT**

**John McManus:** Two (2) days – Columbus, Ohio – County Engineer's Association of Ohio Sixth Annual Ohio Storm Water Conference and Trade Show - Total expenses not to exceed \$92.00.

**COUNTY SHERIFF**

**Sheriff Albert J. Rodenberg, Jr., Rick Combs and Chris J. Willis:** Two (2) days – Wooster, Ohio – View Wayne County Justice Center Jail and attend Buckeye State Sheriff's Meeting - Total expenses not to exceed \$395.00.

**Christopher S. Baarlaer and Gary Payne:** Three (3) days – Hamilton, Ohio – Butler County Emergency Management Agency Training entitled "Incident Management/Unified Command for Weapons of Mass Destruction/Terrorism Incidents"- Total expenses not to exceed \$0.00.

**TREATMENT ALTERNATIVES TO STREET CRIME**

**Dee Hargitt and David Levine:** One (1) day – Columbus, Ohio – Ohio Department of Alcohol and Drug Addiction Services Directors Meeting – Total expenses not to exceed \$190.00.

**COUNTY AUDITOR**

**Tony Brockman and Joe Lahm:** Three (3) days – Columbus, Ohio – 2005 Ohio Weights and Measures Fall Training School - Total expenses not to exceed \$1,044.10.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: PERSONNEL ACTION FORMS...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to approve the following personnel actions:

**CLERMONT TRANSPORTATION CONNECTION**

**John S. Brown:** PA #14378 - Vehicle Operator - Change/Appointment Change/Full Time to Part Time - Effective 10/01/2005.

**Sauna L. Meale:** PA #14380 - Vehicle Operator - Appointment/Part Time Permanent - Effective 10/03/2005.

**DEPARTMENT OF JOB AND FAMILY SERVICES**

**Robin J. Reeves:** PA #14375 - Account Clerk 1 - Appointment/Full Time Permanent - Effective 10/03/2005.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**LET THE RECORD SHOW:** That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Work Session of **09/01/05** carried with all members present voting affirmatively thereupon.

**LET THE RECORD SHOW:** A MOTION BY MR. CROSWELL, SECONDED BY MRS. WALKER, TO GO INTO EXECUTIVE SESSION AT 2:10 P.M. PURSUANT TO SECTION 121.22(G)(2) OF THE OHIO REVISED CODE REGARDING PURCHASE OF PROPERTY FOR PUBLIC PURPOSES, CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 3:20 P.M. WITH NO ACTION TAKEN.

**LET THE RECORD SHOW:** That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Regular Session of **09/29/05** carried with all members present voting affirmatively thereupon.

**IN RE: ADJOURNMENT...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

BOARD OF COUNTY COMMISSIONERS  
CLERMONT COUNTY, OHIO

\_\_\_\_\_  
ROBERT L. PROUD, PRESIDENT

\_\_\_\_\_  
MARY C. WALKER, VICE PRESIDENT

\_\_\_\_\_  
R. SCOTT CROSWELL III, MEMBER

\_\_\_\_\_  
JUDITH KOCICA, CLERK OF THE BOARD

09/29/05  
DATE APPROVED